

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

JESSIE TOMPKINS, SR.,

Plaintiff,

VS.

JUDGE JOHN JONES, JUDGE PATRICIA

WARNER, JESSICA LARRY, AUDRA

BEASLEY, CAPT. CHRISTOPHER

LOWERY, CITY OF MONTGOMERY,

MONTGOMERY COUNTY YOUTH

FACILITY, BETTY BARKER, AND

JULIANNA TAYLOR et al.

Defendants.

Case No.: 2:06cv325-WKW

MOTION TO WITHDRAW

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COMES NOW, Michael D. Boyle and moves this Honorable Court for permission to withdraw as counsel for Defendant City of Montgomery, in the above-styled cause. As grounds in support of said motion, the undersigned states unto the Court the following:

1. On June 8, 2006, Wallace D. Mills filed a Notice of Appearance on behalf of Defendant City of Montgomery.
2. The undersigned Counsel has determined after consulting with the Alabama State Bar Association that he has a potential conflict in this case.
3. The undersigned Counsel has determined that it is necessary for him to recuse himself from the above-referenced matter.

WHEREFORE, ABOVE PREMISES CONSIDERED, the undersigned respectively
moves this Court for permission to withdraw as Counsel in this matter.

Respectfully submitted this the 8th day of June, 2006.

/s/Michael D. Boyle
Michael D. Boyle (BOY032)

OF COUNSEL:

CITY OF MONTGOMERY
Legal Department
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served upon the following by placing a copy thereof in the United States Mail, postage prepaid and properly addressed on this the 8th day of June, 2006:

Jessie Tompkins, Sr.
13180 U.S. Hwy 80 East
Pike Road, Alabama 36064

/s/Michael D. Boyle
Michael D. Boyle
Assistant City Attorney